

FISH & RICHARDSON P.C.

225 Franklin Street
Boston, Massachusetts
02110-2804

Telephone
617 542-5070

Facsimile
617 542-8906

Web Site
www.fr.com

Date October 11, 2000

To Ms. Karen Williams

Telephone:

Facsimile number 06275-21800001 / 703 305 3230

From William E. Booth

Re D 1920-1P US
Your Ref.: USSN 09/646,140
Our Ref.: 06275-218001

Number of pages
including this page 3

Message

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at 617 542-5070 to arrange for its return. Thank you.

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

Date of Transmission October 11, 2000

Signature William E. Booth

Typed or Printed Name of Person Signing Certificate
William E. Booth

Attorney's Docket No.: 06275-218001 / D 1920-1P US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Von Schuckmann
Serial No. : 09/646,140
Filed : September 13, 2000
Title : INHALATION DEVICE

Art Unit :
Examiner :

Commissioner for Patents
Washington, D.C. 20231

CORRECTED PAGE TRANSMITTAL

In a phone conversation between Ms. Karen Williams and the undersigned on October 11, 2000, the undersigned was informed that the transmittal letter incorrectly listed the PCT number as PCT/SE00/00416, instead of PCTSE99/00416, as appeared on the enclosed copy of the PCT publication. Ms. Williams requested that a corrected copy of the cover sheet be transmitted by telefax. This submission is being made in response to that request to correct the transmittal page.

Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

Oct. 11, 2000

William E. Booth

William E. Booth
Reg. No. 28,933

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

20135384.doc

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*** RX REPORT ***

RECEPTION OK

TX/RX NO	6622
CONNECTION TEL	
SUBADDRESS	
CONNECTION ID	
ST. TIME	10/11 14:46
USAGE T	01'07
PGS.	3
RESULT	OK

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~~3~~ 2

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*** RX REPORT ***

RECEPTION OK

TX/RX NO	6497	
CONNECTION TEL		6175428906
SUBADDRESS		
CONNECTION ID	F&R PC BOSTON	
ST. TIME	10/11 15:26	
USAGE T	00'54	
PGS.	2	
RESULT	OK	

09646140 051002
10 Rec'd TO 12 Oct 2000

002

FORM PTO-1390 (Modified)
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTN DOCKET NUMBER

06275-218001

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/646140

INTERNATIONAL APPLICATION NO.
PCT/SE00/00416INTERNATIONAL FILING DATE
16 March 1999PRIORITY DATE CLAIMED
17 March 1998TITLE OF INVENTION
INHALATION DEVICE

99

APPLICANT(S) FOR DO/EO/US

Harald HECKENMULLER; Ulrich HETZER; Heike KUBLIK; Alfred VON SCHUCKMANN; Volker TIEDEMANN

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ A copy of the International Search Report (PCT/ISA/210).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 20 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ Certificate of Mailing by Express Mail
20. ☒ Other items or information:

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No.: ELI96759729USDate of Deposit: September 13, 2000

I hereby certify under 37 CFR Section 1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Box PCT, Washington, D.C. 20231.

Signature

Samantha Bell
Samantha Bell

(typed or printed name of person signing the certificate)

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.492(a)(1))		INTERNATIONAL APPLICATION NO. PCT/SE00/00416		ATTORNEY'S DOCKET NUMBER 06275-218001	
---------------------------------------------------------	--	-------------------------------------------------	--	------------------------------------------	--

21. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

<input checked="" type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO	\$970.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO	\$840.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$690.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)	\$670.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)	\$96.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).	<input type="checkbox"/> 20 <input type="checkbox"/> 30	\$0.00
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CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	FEE	TOTAL
Total claims	18 - 20 =	0	x \$18.00	\$0.00	
Independent claims	1 - 3 =	0	x \$78.00	\$0.00	
Multiple Dependent Claims (check if applicable).				<input type="checkbox"/>	\$0.00
TOTAL OF ABOVE CALCULATIONS =					\$970.00

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). ☐

SUBTOTAL = \$970.00

Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)).	<input type="checkbox"/> 20 <input type="checkbox"/> 30	\$0.00
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TOTAL NATIONAL FEE = \$970.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).	<input type="checkbox"/>	\$0.00
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TOTAL FEES ENCLOSED = \$970.00

	Amount to be refunded	\$
	charged	\$

☒ A check in the amount of \$970.00 to cover the above fees is enclosed.

☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 06-1050 A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

William E. Booth
Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
United States of America

William E. Booth

SIGNATURE

William E. Booth

NAME

28,933

REGISTRATION NUMBER

9/13/2002

DATE